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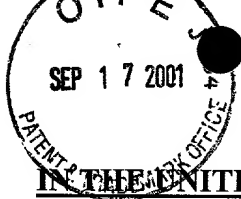
TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/862,871	
	Filing Date	5/22/2001	
	First Named Inventor	Yves Patrick Lajouanie	
	Group Art Unit	2161	
	Examiner Name		
Total Number of Pages in This Submission	4	Attorney Docket Number	59828264-5

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Declaration executed by the inventor; copy of return receipt postcard dated July 18, 2001; copy of Notice to File Missing Parts; and a return receipt postcard.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Frank M. Gasparo
Signature	
Date	September 10, 2001

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 9/10/2001			
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#4
59828264-5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Yves Patrick Lajouanie
Application No.: 09/862,871
U.S. Filing Date: May 22, 2001
Title: PERFORMANCE MANAGEMENT SYSTEM AND METHOD
Group Art Unit: 2161
Examiner: Not Yet Assigned

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

This responds to the Notice to File Missing Parts of Nonprovisional Application dated July 19, 2001, a copy of which is enclosed.

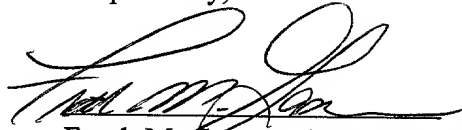
Enclosed please find a Declaration executed by the inventor for the above-identified application. This should correct the informalities and overcome the objections raised.

Further, enclosed please find a copy of formal drawings in compliance with 37 C.F.R. 184. Please note that the original formal drawings were previously submitted to the U.S. Patent and Trademark Office on July 18, 2001. A return receipt postcard is enclosed as proof of submission.

The Commissioner of Patents is hereby authorized to charge the surcharge fee of \$65.00

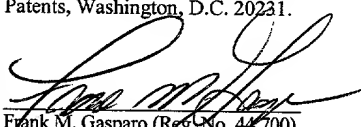
and any other fee that may be required to Deposit Account No. 02-0393.

Respectfully,



Frank M. Gasparo (Reg. No. 44,700)
Baker & McKenzie
805 Third Avenue
New York, New York 10022
Telephone (212) 751-5700
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September 10, 2001
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Frank M. Gasparo (Reg. No. 44,700)



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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/862,871	05/22/2001	Yves Patrick Lajouanie	59828264-5

CONFIRMATION NO. 1076

FORMALITIES LETTER



OC000000006318399

26453
BAKER & MCKENZIE
805 THIRD AVENUE
NEW YORK, NY 10022

Date Mailed: 07/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/19/2001 BABRAHA1 00000033 020393 09862871

FILED UNDER 37 CFR 1.53(b)

01 FC:205 65.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

M. S. K.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

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